

## Message Text

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ACTION EB-08

INFO OCT-01 EUR-12 ISO-00 CAB-02 CIAE-00 COME-00  
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FM AMEMBASSY THE HAGUE  
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E.. 11652: N/A  
TAGS: EAIR, NL  
SUBJECT: CIVAIR: US-DUTCH CONSULTATIONON FARES - MEMORANDUM  
OF CONSULTATIONS

REF: THE HAGUE 2256

QUOZ: DELEGATIONS REPRESENTING THE GOVERNMENT OF THE NETHER-  
LANDS AND THE UNITEDSTATES OF AMERICA MET IN THE HAGUE ON  
APRIL 21, 1978 TO DISCUSS PROCEDURES FG REVIEWING FARES UNDER  
THE MARCH 31, 1978 PROTOCOL RELATING TO THE U.S.-ETHERLANDS  
AIR TRANSPORT AGREEMENT OF 1957, AS AMENDED. LISTS OF THE  
DELEGATIONSARE ATTACHED. THE PROPOSED PAN AMERICAN BUDGET  
FARE WAS ALSO DISCUSSED.

QUOTE: 1. THE DELEGATIONS AGREED ON THE NEED TO CLARIFY THE  
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PROPERPROCEDURES FOR THE APPLICATION OF THE PROVISIONS OF  
ARTICLE 6 OF THE PROTOCOL.BOTH IN RELATION TO THE OPERATION  
OF THE PROTOCOL FOR THE COMING MONTHS ANDIN RELATION TO ITS  
INCORPORATION INTO THE NEW AIR TRANSPORT AGREEMENT TO BE CON-  
CLUDED PURSUANT TO ARTICLE 13 OF THE PROTOCOL. ACCORDINGLY,  
IT WASAFFIRMED THAT ARTICLE 6(A) GOVERNS EACH GOVERNMENT'S  
REVIEW OF FARES RATES AND PRICES OF THE DESIGNATED AIRLINES

OF THE OTHER CONTRACTING PARTY REGARDLESS OF THE COUNTRY IN WHICH THE TRAFFIC ORIGINATES. FURTHER, THE PROCEDURES SET FORTH IN ARTICLE 6(B) APPLY TO ALL FILINGS UNDER THAT ARTICLE BY AIRLINES OF THE OTHER CONTRACTING PARTY, REGARDLESS OF COUNTRY OF ORIGIN. SUCH PROCEDURES ARE EXPECTED TO RESOLVE MOST DIFFICULTIES WITH RESPECT TO AIRLINE PROPOSALS.

QUOTE: 2. IF CONSULTATIONS ARE HELD UNDER ARTICLE 6() AND THE MATTER IS NOT RESOLVED, EACH CONTRACTING PARTY IS FREE PURSUANT TO ARTICLE 6(C) TO MAKE ITS OWN GOOD-FAITH JUDGMENTS IN THE APPLICATION OF THE STANDARDS OF ARTICLE 6(A) TO A RATE, FARE OR PRICE FOR THE CARRIAGE OF TRAFFIC ORIGINATING IN ITS TERRITORY. IN MAKING THESE JUDGMENTS, EACH CONTRACTING PARTY MAY TAKE INTO ACCOUNT THE PARTICULARITIES AND CIRCUMSTANCES OF ITS OWN MARKET.

QUOTE: 3. WITH RESPECT TO THE PANAM BUDGET FARE FOR NETHERLANDS ORIGINATING TRAFFIC, THE U.S. DELEGATION MAINTAINED THAT THE FARE CONFORMS TO THE ARTICLE 6(A) AND SHOULD THEREFORE BE APPROVED. THENETHERLANDS DELEGATION CONCLUDED, HOWEVER, THAT THE NETHERLANDS AUTHORITIES IN THEIR GOOD-FAITH JUDGMENT AND IN THE LIGHT OF EXISTING MARKET CONDITIONS WITHIN THE NETHERLANDS, MUST EXERCISE THEIR DISCRETION UNDER ARTICLE 6(A) AND 6(B) TO DISAPPROVE THE FARE AT THE PROPOSED LEVEL AT THIS TIME.

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QUOTE: 4. THE U.S. DELEGATION NOTED WITH PLEASURE THE INTENTION OF THE NETHERLANDS GOVERNMENT TO LIBERALIZE ITS EXISTING CHARTER REGULATIONS. UNQUOTE.

(THE MEMORANDUM WAS SIGNED BY R.L.M. SCHREURS, CHAIRMAN, NETHERLANDS DELEGATION AND JAMES ATWOOD, CHAIRMAN, UNITED STATES DELEGATION.)  
BROWN

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 jan 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** CIVIL AVIATION, AIR FARES  
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**Copy:** SINGLE  
**Draft Date:** 24 apr 1978  
**Decaption Date:** 01 jan 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 20 Mar 2014  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
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**Expiration:**  
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**Subject:** CIVAIR: US-DUTCH CONSULTATIONON FARES - MEMORANDUM OF CONSULTATIONS  
**TAGS:** EAIR, NL  
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**Type:** TE  
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**Review Markings:**  
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